

All corrections to notes on this calendar should be filed no later than 12 P.M. (Noon) on 5-27-07. Document filed after this time may not be reviewed prior to hearing and could result in a continuance of your case. The update to these notes will be posted in the late afternoon of the following day.

Proposed Local Rules have been posted and can be viewed by visiting
<http://www.sbcounty.gov/courts/pdfs/misc/proposedrules.pdf>

The court welcomes your comments on these proposed rules. Please send them via E-mail to dmeyers@courts.sbcounty.gov or mail them to San Bernardino County Superior Court, 303 West Third Street, Mail Stop 240, San Bernardino, CA 92415. Comments are due by May 12, 2008. If sending comments close to the end of the comment period, please email only.

The Probate Examiners can be reached at ProbateNotes@courts.sbcounty.gov. Emails must have the case identification information and hearing time/date in the subject line. No attachments will be opened. Probate Examiners can only respond to inquiries regarding the meaning of comments in the notes. PLEASE DO NOT SEND EMAILS TO STATE THAT DOCUMENTS HAVE BEEN FILED, TO REQUEST A CONFIRMATION OF WHETHER DOCUMENTS HAVE BEEN RECEIVED, OR TO REQUEST THE CLEARING OF NOTES. No legal or procedural advice may be given.

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE COMMISSIONER MICHAEL J GASSNER

DATE: 06/03/08 TIME: 9:30 DEPT: R15P

CASE #: GARRS700061

CASE NAME: CASSANDRA KAYLA JIMENEZ

HEARING:
Petition for Termination of Guardianship

COUNSEL:
JOSE G LEAL (PET)...PRO/PER
CASSANDRA KAYLA JIMENEZ (MIN)...
MARTHA JIMENEZ (TP)...

GENERAL INFORMATION

Letters issued to brother 11/20/07

Continued from 04-08-08 to be heard with related matter, case FAMRS 800655.

Petitioner referred to GAP. Nothing new filed.

Continued from 05-05-08 at request of petitioner as she has retained counsel.

THIS CASE IS SET FOR HEARING ON Petition for Termination of Guardianship, by mother, minor 11

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Petitioner alleges mother has completed programs and is able to care for the minor.
2. Father and PGPs are deceased.
3. Guardian personally served on 04-28-08.
4. Need notice of hearing and proof of mail service on person having care of minor, MGPs and sibling 12 or older or file due diligence declaration(s)

RECOMMENDATION:
Court's discretion.

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE COMMISSIONER MICHAEL J GASSNER

DATE: 06/03/08 TIME: 9:30 DEPT: R15P

CASE #: RG RS01761

CASE NAME: JENESHA TAYLOR-CAVITT, TYRI & TYRIK POWELL

HEARING:
Petition for Termination of Guardianship

COUNSEL:
BRENDA KAY BRITTON (PET)...PRO/PER
JENESHA LASHAE TAYLOR-CAVITT (MIN)...
TYRI ISHMEAL D'JUAN POWELL (MIN)...
TYRIK ISHMEA JIMON POWELL (MIN)...
COURT INVESTIGATOR OFFICE (AGN)...
SHIRNETHA TAYLOR (MOT)...PRO/PER

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON Petitioner for Termination of Guardianship, by mother, minor 15, 11 and 11.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

- 1 Petitioner alleges she is now capable to care for minors. Mother currently lives in the State of Illinois.
- 2 Need notice of hearing and proof of mail service on minors 12 and older, father #1 and #2, and PGPs #1, #2 each or file due diligence declaration(s)

RECOMMENDATION

Need notice, then Court's discretion.

Superior Court of Calif, County of San Bernardino

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Rancho Cucamonga District
CIVCAL4 Rancho District
GUARDIANSHIP CALENDAR

HONORABLE JUDGE DAVID A WILLIAMS

DATE: 06/03/08 TIME: 9:30 DEPT: R16P

CASE #: GARRS700040
CASE NAME: MICHAEL R KING

HEARING:
Petition for Appointment of Guardian

COUNSEL:

ALICE M ARANDA (PET)...PRO/PER
MICHAEL R KING (MIN)...
ERICA MARIE KING (TP)...PRO/PER

GENERAL INFORMATION

Temporary Letters issued 6/5/07. **Temporary guardianship dissolved 12-18-07.**
Continued from 7/3/07. matter referred to Court Investigator for an investigation and report. Court grants visitation for mother.

Continued from 9/11/07 petitioner to file proof of service as to PGPs. Mother lives in Texas. Court makes interim orders re visitation for mother while in California.

Continued from 12-18-07. Court orders minor returned to mother in Texas forthwith. Matter referred to Court Investigator to complete investigation from April to May in Texas and California. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by paternal grandmother, minor 6 months

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Father signed a waiver and consent.
2. Mother personally served 6/17/07.
3. Objection filed by mother indicating guardianship is unnecessary. No proof of service of objection. However, petitioner and mother were present at 7/3/07 hearing. Mother was present as objector. Does court wish to require a proof of service of objection? JTD
4. Court Investigator report filed supports this petition for appointment. Report also includes mother information from Texas.
5. **Need Court Investigator report.**

RECOMMENDATION:
Need Court Investigator Report.

Superior Court of Calif, County of San Bernardino

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Rancho Cucamonga District

CIVCAL4

Rancho District

GUARDIANSHIP CALENDAR

HONORABLE JUDGE DAVID A WILLIAMS

DATE: 06/03/08 TIME: 9:30 DEPT: R16P

CASE #: GARRS800014

CASE NAME: PAULA TATIANA CERVANTEZ

HEARING:

Petition for Appointment of Guardian

COUNSEL:

FRANK CORTEZ CERVANTEZ (PET)...PRO/PER

ROSITA CORTEZ SANCHEZ (PET)...PRO/PER

PAULA TATIANNA CERVANTEZ (MIN)...

GENERAL INFORMATION

Temporary Letters issued on 02/05/08. **Court also orders mother to be served and or a due diligence to be filed.**

Continued from 3/4/08. Court orders the parties to file a copy of the birth certificate for the minor.

Continued from 05-06-08 at request of DCS.

THIS CASE IS SET FOR HEARING ON Petition for Appointment of Guardian, Person Only, non-relative, Minor 2

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

1. Petitioner is a non-relative need DCS report. Upon review of the file, it appears DCS has not been noticed. Court may wish to require notice. (Referred to DCS 3/4/08.)
2. Informal consent signed by mother. However, notice is still required.
3. Need notice of hearing and proof of personal service on mother.
4. Need notice of hearing and proof of mail service on MGPs or file due diligence declaration(s)
5. UCCJEA form is incomplete as to the last five years of the minor's residence information. Need corrected UCCJEA.
6. Court must review confidential screening form (tabbed).
7. Need form ICWA-010 re Indian Child Welfare Act for each child
8. Need form ICWA-010 re Indian Child Welfare Act for each child

RECOMMENDATION

Need to clear notes.

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE JUDGE DAVID A WILLIAMS

DATE: 06/03/08 TIME: 9:30 DEPT: R16P

CASE #: GARRS800034

CASE NAME: JOSE ARMANDO HERNANDEZ ZAVALA

HEARING:
OSC re: Dismissal

COUNSEL:
JOSE A CRUZ (PET)...PRO/PER
JOSE ARMANDO HERNANDEZ ZAVALA (MIN)...

GENERAL INFORMATION

THIS CASE IS SET FOR HEARING ON OSC re: Dismissal

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. Matter set on court's own motion when notes were not corrected and no one appeared at the time set for hearing on 04-22-08 re: petition for guardianship by MGF, minor 11.

FOLLOWING NOTES CONTINUED FROM 04-22-08 RE: PETITION FOR
GUARDIANSHIP:

2. Mother signed a nomination, waiver and consent.
3. Need notice of hearing and proof of personal service on father or file due diligence declaration.
4. Need notice of hearing and proof of mail service on PGPs or file due diligence declaration(s).
5. Need form ICWA-010 re Indian Child Welfare Act for each child

RECOMMENDATION:
Court's discretion

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE JUDGE DAVID A WILLIAMS

DATE: 06/03/08 TIME: 9:30 DEPT: R16P

CASE #: GARRS800044

CASE NAME: AMAYA JIMINEZ AND OSCAR JIMINEZ JR

HEARING:
Petition for Appointment of Guardian

COUNSEL:
DEBRA ORNELAS (PET)...OWENBY & OWENBY
AMAYA JIMINEZ (MIN)...
OSCAR JIMINEZ JR (MIN)...

GENERAL INFORMATION

Temporary guardianship granted 4/3/08.

Continued from 0-06-08 to clear notes. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Petition for guardianship, person only, by MGM, minors 7 and 8 months.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Proof of service filed as to minor, Oscar Jiminez Jr.; service is not required on minor under 12 years of age. However, service the service as to minor is a different address than listed on the petition. Question if minor and petitioner as guardian have had a change in address. If so, petitioner should be directed to file a change of address form.
2. Proof of mail service filed as to mother and father. However, personal service is required per Pr.C.§1511. Need proper service.
3. Need notice of hearing and proof of mailed service for PGF and MGPs or file due diligence declaration(s).
4. Suggest court review Guardianship Questionnaire and Guardianship Screening Form (tabbed).
5. Need form ICWA-010 re Indian Child Welfare Act for each child

RECOMMENDATION

Require notice.

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE JUDGE DAVID A WILLIAMS

DATE: 06/03/08 TIME: 9:30 DEPT: R16P

CASE #: RG RS01233

CASE NAME: PRECIOSA MIA FERNANDES

HEARING:

Hearing Re: Receipt of I& A/Suspension of Guardianship.

COUNSEL:

VIRGINIA HELEN BIEDEBACH (PET)...MARICIC & GOLDSTEIN
HARVEY HARLAN BIEDEBACH (PET)...MARICIC & GOLDSTEIN
PRECIOSA MIA FERNANDES (MIN)...
BARRY ESKIN (AGN)...PRO/PER

GENERAL INFORMATION:

Continued from 8/28/07 and 10/30/07. Nothing new filed.

**Continued from 04-29-08. No appearances. Notice given by courtroom clerk.
Nothing new filed.**

THIS CASE IS SET FOR HEARING ON Hearing re Receipt of I&A/Suspension of guardianship

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Guardianship of person and estate granted 2/20/07. Letters issue until 5/10/07, with bond of \$20,000.
2. No inventory filed. Need Final I&A.

RECOMMENDATION

When an inventory and appraisal is not filed as ordered, court may set a hearing in accord with Pr.C. § 2614.5 and/or 8505.

Clerk to notice bonding company.

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE JUDGE LINDA M WILDE

DATE: 06/03/08 TIME: 9:30 DEPT: R17P

CASE #: GARRS800057

CASE NAME: BRYAN D MIDDLETON JR

HEARING:

Petition for Appointment of Guardian

COUNSEL:

DANIEL L MIDDLETON (PET)...PRO/PER
JUDY A MIDDLETON (PET)...PRO/PER
BRYAN D MIDDLETON JR (MIN)...

GENERAL INFORMATION

Temporary Letters issued 05-05-08. Minor shall return to mother commencing the first day of the child's last day of school. Matter referred to FCS for mediation and evaluation.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by PGPs, minor 5.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

- 1 UCCJEA indicates there is custody and visitation proceeding in Santa Clara County.
- 2 Minor lives with father in petitioners home.
- 3 Court may wish to review confidential screening form.
- 4 Need notice of hearing and proof of personal service on mother and father each
- 5 Need notice of hearing and proof of mail service on MGPs each or file due diligence declaration(s)

RECOMMENDATION

Need notice.

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE JUDGE LINDA M WILDE

DATE: 06/03/08 TIME: 9:30 DEPT: R17P

CASE #: GARRS800058

CASE NAME: TIARA JOY WHITE

HEARING:
Petition for Appointment of Guardian

COUNSEL:
KRISTEN ANN STEVENS (PET)...PRO/PER
JAMES EUGENE STEVENS (PET)...PRO/PER
TIARA JOY WHITE (MIN)...

GENERAL INFORMATION

Temporary Letters issued 05-05-08. Court finds due diligence as to father is adequate.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by
MGPs, minor 1.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

- 1 On 05-05-08, court finds due diligence as to father is adequate. Does court wish to dispense with notice as to father regarding permanent guardianship petition?
- 2 Petition indicates mother agrees to guardianship, however, no consent filed.
- 3 Need notice of hearing and proof of personal service on mother. As mother is in custody, service may be completed per Local Rule 1317.
- 4 Need notice of hearing and proof of mail service on PGP's each or file due diligence declaration(s)
- 5 Court may wish to review guardianship questionnaire.

RECOMMENDATION

Need notice.

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE JUDGE LINDA M WILDE

DATE: 06/03/08 TIME: 9:30 DEPT: R17P

CASE #: GARRS800059

CASE NAME: KIMBERLY A ROBLES

HEARING:
Petition for Appointment of Guardian

COUNSEL:
AUDREY J JIMENEZ (PET)...PRO/PER
KIMBERLY A ROBLES (MIN)...

GENERAL INFORMATION

Temporary Letters issued 05-06-08. Court finds due diligence as to mother and father is adequate.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by sister, minor 14.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED

- 1 On 05-06-08, court finds due diligence as to mother and father is adequate. Does court wish to dispense with notice as to mother and father regarding permanent guardianship petition?
- 2 Petition indicates mother agrees to guardianship, however, no consent filed.
- 3 Petitioner alleges she is minor's sibling, however, she is not listed on Child Information Attachment in section 2. Court may wish to inquire as to any other siblings not listed.
- 4 Need notice of hearing and proof of personal service on mother and father.
- 5 Need notice of hearing and proof of mail service on MGPs and PGPs each or file due diligence declaration(s)
- 6 Court may wish to review guardianship questionnaire re: petitioner's relationship to minor (see tab).
- 7 Need form ICWA-010 re Indian Child Welfare Act for each child

RECOMMENDATION

Need notice.

CIVCAL4 Rancho Cucamonga District
 Rancho District
 GUARDIANSHIP CALENDAR

HONORABLE JUDGE LINDA M WILDE

DATE: 06/03/08 TIME: 9:30 DEPT: R17P

CASE #: RG RS00997

CASE NAME: GERARDO MANUEL AGUILAR

HEARING:
Petition for Appointment of Guardian

COUNSEL:

GLORIA TORRES (PET)...WILLIAM S TILTON
GERARDO MANUEL AGUILAR (MIN)...
XAVIER TORRES (PET)...PRO/PER
XAVIER TORRES (PET)...PRO/PER

GENERAL INFORMATION

Temporary Letters issued 12/3/07.:

Continued from 1/8/07 for verified supplement, notice of hearing and proof of service on MGF and PGPs or due diligence declarations.

Continued from 2/5/08 for DCS report. Nothing new filed.

Continued from 4/8/08 and 05/06/08 at request of DCS. Nothing new filed.

THIS CASE IS SET FOR HEARING ON Petition for Guardianship, person only, by maternal 2nd cousin (Xaveir Torres), minor 12

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED-

1. This is a petition for a successor guardianship as the prior guardian died.
2. As petitioner is a cousin greater than the first degree to the minor a D.C.S. report is required.
3. Item 2 of the Child Information attachment is incomplete as no addresses are listed and no name is listed for MGF. Need verified supplement. Declaration indicates the identity and whereabouts as to father and PGPs are unknown as father is not listed on minor's birth certificate (copy in file tabbed). Thus, the whereabouts of father and PGPs are unknown. However, the petition lists the names of father and PGPs, but that the addresses are unknown and petitioner has filed requests to excuse notice to these persons. JTD

4. Need notice of hearing and proof of personal service on mother (Maria Patricia Aguilar).
5. Due diligence declaration filed as to MGF indicating the identity of mother's father is unknown on mother's birth certificate and effort to identify and locate MGF were unsuccessful. JTD

RECOMMENDATION:

Need notice on mother. Need DCS report and court's determination re notes 3&5 then court's discretion.